

### **REMARKS**

On September 23, 2008 Examiner Han attempted to contact the undersigned who was outside the country at that time. Instead, Examiner Han was directed to contact Applicant's in-house representative Vazken Alexanian who agreed to an Examiner's amendment cancelling claims 29 and 30 and amending claims 7 and 21. Upon review of the Notice of Allowance, Applicant has determined that it is entitled to a machine counterpart claim of claims 7 and 21 and has therefore added new claims directed to a machine with equivalent limitations of claims 7 and 21.

Pursuant to MPEP section 714.16 this amendment is being made before the payment of the issue fee. Moreover, because the proposed amendment seeks to add a claim, Applicant submits that (A) the additional claim is needed because a machine claim is required to establish direct infringement by those who practice the invention by selling or using computer systems; (B) no additional search is required because the new claim is identical in scope to allowed claim 7; (C) the claims are patentable because they are identical in scope to allowed claim 7; and (D) the new claim was not presented earlier because as noted above, the undersigned was outside the country when the Examiner called and the in-house attorney was not as familiar with the application.

For the foregoing reasons, Applicant respectfully requests entry of the amendment and allowance of the pending claims.

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Respectfully submitted,

/Michael J. Buchenhorner/

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